

1 HONORABLE RONALD B. LEIGHTON
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10 UNITED STATES DISTRICT COURT
11 WESTERN DISTRICT OF WASHINGTON
12 AT TACOMA

13 PENNSYLVANIA HIGHER EDUCATION) No. C10-5641 RBL
14 ASSISTANCE AGENCY ("PHEAA"),)
15 Plaintiff,) Grays Harbor County Case No. 10-2-00477-3
16 vs.)
17 ANTOINE D. JOHNSON, MD, individually, and) **ORDER GRANTING PLAINTIFF'S
the marital community composed of) MOTION TO REMAND**
18 ANTOINE D. JOHNSON and JANE DOE)
19 JOHNSON,)
20 Defendants)
21 _____)
22)
23 Plaintiff Pennsylvania Higher Education Assistance Agency's ("PHEAA" or "Plaintiff")
24 motion for an order remanding this action came on regularly for hearing before this Court on
25 October 22, 2010, without oral argument.

26 After considering the moving, opposition and reply papers, and other matters presented to
the Court, and good cause appearing,

IT IS HEREBY ORDERED THAT:

1. Plaintiff's Motion to Remand the case is hereby GRANTED. Defendant's
argument that this matter is somehow governed by the Federal Tort Claims Act and the Federal

26 ORDER GRANTING PLAINTIFF'S
MOTION TO REMAND-- 1

No. C10-5641 RBL

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1 Employees Reform and Tort Compensation Act is frivolous. The Grays Harbor County Superior
2 Court is vested with jurisdiction and the Plaintiff may proceed with its action for Breach of
3 Promissory Note.

4 2. Defendant Johnson is hereby Ordered to make payment to Plaintiff in the amount
5 of \$ 1,536.50, representing the fees and costs of removal.

6 Dated this 22nd day of October, 2010.

Ronald B. Geighton

RONALD B. LEIGHTON
UNITED STATES DISTRICT JUDGE

Presented by:

GRAHAM & DUNN pc

By s/Brad A. Goergen
Brad A. Goergen, WSBA# 41611
Aimee K. Decker, WSBA # 41797
Attorneys for Plaintiff

**ORDER GRANTING PLAINTIFF'S
MOTION TO REMAND--?**

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